



COMMONWEALTH OF MASSACHUSETTS
EXECUTIVE OFFICE OF ENERGY & ENVIRONMENTAL AFFAIRS
DEPARTMENT OF ENVIRONMENTAL PROTECTION
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**DEP FEES AND PROGRAM IMPROVEMENTS
REGULATION PACKAGE 2009-3**

Amendments to MassDEP Regulations:

**TIMELY ACTION SCHEDULE AND FEE PROVISIONS
310 CMR 4.00**

**With
WATER POLLUTION CONTROL
GROUNDWATER DISCHARGE PERMIT PROGRAM FEES
And
RECLAIMED WATER DISCHARGE PERMIT PROGRAM FEES**

**Adopted As Emergency Amendments
September 4, 2009**

**Adopted As Permanent Regulations
November 17, 2009**

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I. SUMMARY

These emergency amendments are required in order to maintain regulatory consistency with recent amendments to 314 CMR 5.00, the Ground Water Discharge Permit Program regulations and the newly adopted 314 CMR 20.00, Reclaimed Water Permit Program and Standards. Timely promulgation ensures that the regulated community will be treated equitably and minimizes confusion in the administration of these permit programs.

Working in concert with the new program regulations, these amendments provide for a more efficient and coherent permitting process and significantly reduce the time it takes for an applicant to obtain a ground water discharge permit.

The proposed amendments:

- Create a general permit for categories of discharges that warrant similar control measures;
- Create the administrative renewal of certain individual permits;
- Create a permit category for an initial hydrogeological review process;
- Create a new permit category for reclaimed water systems;
- Provide for the change in administration of permit categories for industrial discharges;
- Add 3 new annual compliance fee categories, one each for holders of general permits, permits for reclaimed water systems, and a category to reduce the annual fee for other discharges and;
- Change the thresholds for large and medium groundwater discharge annual compliance fee (ACF) categories. This change will result in a lower number of facilities in the highest ACF category and a higher number in the middle ACF category.

II. SCHEDULE FOR PROMULGATING REGULATIONS

Proposed regulations approved for emergency adoption and public hearing and become effective for 3 months.	September 4, 2009
Notification of hearings and proposed amendments mailed to all appropriate agencies, groups and registered interested parties as required.	September 4, 2009
Hearing notice published in newspapers and posted with amendment text on DEP website.	September 18, 2009
Hearing Notice published in MA Register.	September 18, 2009
Public Hearings.	October 9, 2009 October 13, 2009
End of public comment period.	October 23, 2009
Final review	October 30, 2009
Certificate of Compliance submitted to the Secretary of the Commonwealth.	November 13, 2009
Final amendment text published in the MA Register.	November 27, 2009

III. NOTICE OF PUBLIC HEARING

The Commonwealth of Massachusetts
Executive Office of Energy and Environmental Affairs
Department of Environmental Protection

NOTICE

Notice is hereby given that the Executive Office of Energy and Environmental Affairs and Department of Environmental Protection (DEP), acting in accordance with the provisions of M.G.L. Chapter 21A, §18, will hold public hearings on Emergency Fee Regulation Package 2009-3 with amendments to 310 CMR 4.00, Timely Action Schedule and Fee Provisions.

The proposed amendments will delete, add, increase and decrease fees and otherwise amend permit or annual compliance fee categories for the Division of Water Pollution Control, Ground Water Discharge Permit Program and Reclaimed Water Permit Program and Standards.

Public Hearings will be conducted under the provisions of Chapter 30A of the Massachusetts General Laws on:

Friday, October 9, 2009 -- Lakeville – 10:30 a.m.

DEP Southeast Regional Office, 20 Riverside Drive, (508) 946-2829

Friday, October 9, 2009 -- Worcester – 2:00 p.m.

DEP Central Regional Office, 627 Main Street, (508) 792-7650

Tuesday, October 13, 2009 -- Boston -- 10:00 a.m.

DEP Headquarters, One Winter Street, (617) 292-5500

Testimony may be presented orally or in writing at the public hearings. In addition, written comments will be accepted at the address below until 5:00 p.m. on October 23, 2009. Please submit three copies of any written testimony. Written testimony must be submitted to: Jay Eberle, 3rd Floor, Department of Environmental Protection, One Winter Street, Boston, MA 02108.

Please call Jay Eberle at (617) 556-1067 if you have questions concerning the public hearings or would like to request a copy of background documents on the proposed regulations. Copies of the regulations and background documents are also available on the DEP website: www.state.ma.us/dep.

For special accommodations or this information in alternate format call Donald Gomes ADA Coordinator 617-556-1057, TDD# 1-866-539-7622 or 617-574-6868.

By Order of the Department
Laurie Burt, Commissioner

**IV. Amendments to 310 CMR 4.00
Timely Action Schedule and Fee Provisions**

page	section	category	description of change		
Annual Compliance Assurance Fees initially effective September 4, 2009					
Fees final					2009
77	4.03(2) Table	IWW	Heading – Groundwater Discharges		- delete
77	4.03(2) Table	IWW	Type II Industrial wastewater treatment	\$10,110	- delete
77	4.03(2) Table	IWW	Type I Industrial wastewater treatment	\$ 2,725	- delete
77	4.03(2) Table	IWW	Other facility	\$175	- delete
78	4.03(2) Table	WP	Facility with sewage discharge => 40,000 gpd (WP79) volume change to => 50,000		- text change
78	4.03(2) Table	WP	Facility with sewage discharge > 10,000 to < 40,000 – Volume change to 50,000 gpd (WP79)		- text change
78	4.03(2) Table	WP	Facility with sewage discharge =< 10,000 – delete part reclamation/car wash/laundramat		-- changed definition
78	4.03(2) Table	WP	Facility with specified discharges permit WP80	\$1000	- new category
78	4.03(2) Table	WP	Facility with reclaimed water permit WP84	\$1000	- new category
78	4.03(2) Table	WP	Facility with discharge of noncontact cooling water, heat exchanger, pH adjustment, oil/water separator discharge	\$175	- delete category
78	4.03(2) Table	WP	Facility with Discharge Permit WP85	\$175	- new category
78	4.03(2) Table	WP	Type II Industrial wastewater treatment (IW03/WP86)	\$ 10,110	- new category
78	4.03(2) Table	WP	Type I Industrial wastewater treatment (IW05/WP87)	\$ 2,725	- new category
78	4.03(2) Table	WP	Facility with Discharge permit IW02-	\$ 175	- new category

Permit Application Fees initially effective September 4, 2009**Application Fees final 2009**

116	4.10(5)	Heading	Groundwater Discharges heading		-- delete
116	4.10(5)(b)	IW02	<u>Experimental/Alternative Technology</u>		-- delete
117	4.10(5)(c)	IW03	<u>Type II Industrial Wastewater facility discharge</u>		-- delete
117	4.10(5)(d)	IW05	<u>Type I Industrial Wastewater facility discharge</u>		-- delete
117	4.10(5)(e)(1)	IW30	<u>Industrial Wastewater facility renewal/modification</u> with plan modification		-- delete
118	4.10(5)e(2)	IW31	<u>Industrial Wastewater facility renewal/modification</u> without plan modification		-- delete
118	4.10(5)e(3)	IW32	<u>Industrial Wastewater facility plan modification</u>		-- delete

140	4.10(7)(e)	WP42	<u>Groundwater reclamation project</u>	-- delete
140.1	4.10(7)(h)	WP05	<u>Experimental/Alternative Technology</u>	-- delete
140.1	4.10(7)(i)	WP06	<u>Major Groundwater discharge</u>	- delete
141	4.10(7)(j)	WP08	<u>Minor Groundwater discharge</u>	-- delete
141	4.10(7)(k)	WP10	Other Groundwater Discharges	-- delete
141	4.10(7)(l)	WP11	<u>Groundwater discharge modification/renewal with plan approval - add reclaimed water renewal / reduce timeline / add citation / keep reference to deleted categories for existing permits</u>	
142	4.10(7)(m)	WP12	<u>Groundwater discharge modification/renewal without plan approval - add reclaimed water renewal / reduce timeline / add citation / keep reference to deleted categories for existing permits</u>	
142	4.10(7)(m)(1)	WP79	<u>Individual Sewage Treatment Permit</u> - \$4625	new category
142	4.10(7)(m)(2)	WP80	<u>General Permit for specified discharges</u> - \$ 700	new category
142	4.10(7)(m)(3)	WP81	<u>Small Sewage Treatment General Permit/ renewal</u> - \$ 700	new category
142	4.10(7)(m)(4)	WP82	<u>Groundwater discharge administrative permit renewal,-</u> \$ 250	new category
142	4.10(7)(m)(5)	WP83	<u>Hydrogeologic Report</u> - \$9250	new category
142	4.10(7)(m)(6)	WP84	<u>Reclaimed Water System</u> - \$4625	new category
142	4.10(7)(m)(7)	WP85	<u>Other Groundwater discharge</u> - \$ 700	new category
142	4.10(7)	SIC text	Industrial Wastewater (former BWPIW) text definition	- add
142	4.10(7)(m)(8)	WP86	<u>Type II Industrial Wastewater Treatment Facility permit and plan approval (former BWPIW03)</u> - \$5725	add category
142	4.10(7)(m)(9)	WP87	<u>Type I Industrial Wastewater Treatment Facility permit and plan approval (former BWPIW05)</u> - \$2945	add category
142	4.10(7)(m)(10)	WP88	<u>Industrial Wastewater Treatment facility permit modification / renewal with plan modification (former BWPIW30)</u> - \$1340	add category
142	4.10(7)(m)(11)	WP89	<u>Industrial Wastewater Treatment facility permit renewal/modification without plan modification (former BWPIW31)</u> - \$ 600	add category
142	4.10(7)(m)(12)	WP90	<u>Industrial Wastewater Treatment facility plan modification (former BWPIW32)</u> - \$ 870	add category
142	4.10(7)	SIC text	Water Pollution Control SIC text definition	- add
142	4.10(7)(n)	WP68	<u>Treatment works plan approval</u> - reduce timeline, clarify text	

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Emergency Groundwater Redesign Fee Regulation Package 09-3

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INDUSTRIAL WASTEWATER

	Groundwater discharges
\$10,110	Type II facility with a permit to discharge industrial wastewater and authorization to construct and operate a type II wastewater treatment system, effective June 27, 2003
\$2,725	Type I facility with a permit to discharge industrial wastewater and authorization to construct and operate a type I wastewater treatment system, effective June 27, 2003
\$175	Other facility with a permit only to discharge industrial wastewater, effective June 27, 2003

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WATER POLLUTION CONTROL

	Groundwater Discharges
\$12,500	Facility with a permit authorizing discharge of sewage equal to or greater than 50,000 40,000 gallons per day of sewage; other discharges not included in the other groundwater discharge compliance assurance categories, effective September 4, 2009 October 7, 2005
\$7,000	Facility with a permit authorizing discharge of greater than 10,000 but less than 50,000 40,000 gallons per day of sewage, effective September 4, 2009 October 7, 2005
\$3,000	Facility with a permit authorizing discharge of 10,000 or less gallons per day of sewage or discharges from groundwater reclamation project; or discharges from laundromats and carwashes, effective September 4, 2009 October 7, 2005
\$1,000	Facility with General Permit WP80 for specified discharges, effective September 4, 2009
\$1,000	Facility with Reclaimed Water Discharge Permit WP84, effective September 4, 2009
\$175	Facility with a permit authorizing discharge of noncontact cooling water or stormwater, discharges with a heat exchanger; pH adjustment and/or an oil/water separator as the sole means of treatment, effective June 27, 2003
\$175	Facility with Discharge Permit WP85, effective September 4, 2009
\$10,110	Type II Facility with a IW03 or WP86 permit to discharge industrial wastewater and authorization to construct and operate a type II wastewater treatment system, effective September 4, 2009

\$2,725	Type I Facility with WPIW05 or WP87 permit to discharge industrial wastewater and authorization to construct and operate a type I wastewater treatment system, effective September 4, 2009
\$175	Other Facility with IW02 permit to discharge industrial wastewater, effective September 4, 2009

Regulation Pages 116-118

Groundwater Discharges

(a) (reserved)

(b) (reserved)

~~(BWPIW02) Permits for Discharge of Industrial Wastewater Management Program: groundwater discharges~~

- ~~1. Category: groundwater discharge permit pursuant to 314 CMR 5.00 with experimental or alternative treatment technology or groundwater reclassification pursuant to 314 CMR 6.00 or for projects requiring a permit not specifically listed under other industrial wastewater categories.~~
- ~~2. Schedule of timely action: for applications filed on or after July 1, 1992, individual rule project subject to 310 CMR 4.05.~~
- ~~3. Permit application fee: Individual rule project subject to 310 CMR 4.05.~~

(c) (reserved)

~~(BWPIW03) Permits for Industrial Wastewater Management Program: groundwater discharges.~~

- ~~1. Category: permit and plan approval for Type II wastewater treatment facility.~~
- ~~2. Description: permit to discharge pursuant to 314 CMR 5.00 and authorization to construct and operate a Type II wastewater treatment facility, as required under 314 CMR 12.00 and defined in 257 CMR 2.00.~~
- ~~3. Schedule for timely action: for projects for which applications are filed and fees received on or after July 1, 2007,~~
 - ~~a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.~~
 - ~~b. Within 120 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - ~~c. The permit applicant may remedy identified deficiencies within 180 days of the Department's statement identifying deficiencies, if any.~~
 - ~~d. Within 120 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
 - ~~e. Within 72 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.~~
- ~~4. Permit application fee: \$5,725~~

(d) (reserved)

~~-(BWPIW05) Permits for Industrial Wastewater Management Program: groundwater discharges.~~

- ~~1. Category: permit and plan approval for Type I wastewater treatment facility.~~
- ~~2. Description: permit to discharge pursuant to 314 CMR 5.00 and authorization to construct and operate a Type I wastewater treatment facility, as required under 314 CMR 12.00 and defined in 257 CMR 2.00.~~
- ~~3. Schedule for timely action: for projects for which applications are filed and fees received on or after July 1, 2007,~~
 - ~~a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.~~
 - ~~b. Within 96 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - ~~c. The permit applicant may remedy identified deficiencies within 180 days of the Department's statement identifying deficiencies, if any.~~
 - ~~d. Within 96 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
 - ~~e. Within 72 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.~~
- ~~4. Permit application fee: \$2,945~~

(e)(1) (reserved)

~~-(BWPIW30) Permit for Industrial Wastewater Management Program: groundwater discharges.~~

- ~~1. Category: permit renewal or modification, with plan modification of wastewater treatment facility.~~
- ~~2. Description: permit renewal or modification, with plan modification, for facility holding permit BWPIW03 or BWPIW05.~~
- ~~3. Schedule for timely action: for projects for which applications are filed and fees received on or after July 1, 2007,~~
 - ~~a. Within 24 days of receipt of an application and payment of the permit application fee, the department shall complete an administrative completeness review.~~
 - ~~b. Within 88 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - ~~c. The permit applicant may remedy identified deficiencies within 180 days of the Department's statement identifying deficiencies, if any.~~
 - ~~d. Within 88 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
 - ~~e. Within 72 days of the close of the period for public comment including any period for public hearing, the Department shall complete a public comment review.~~
- ~~4. Permit application fee: \$1,340~~

(e)(2) (reserved)

~~(BWPIW31) Permits for Industrial Wastewater Management Program: groundwater discharges.~~

- ~~1. Category: permit renewal or modification, without plan modification of wastewater treatment facility.~~
- ~~2. Description: permit renewal or modification, without plan modification, for facility holding permit BWPIW03 or BWPIW05.~~
- ~~3. Schedule for timely action: for projects for which applications are filed and fees received on or after July 1, 2007,~~
 - ~~a. Within 24 days of receipt of an application and payment of the permit application fee, the department shall complete an administrative completeness review.~~
 - ~~b. Within 72 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - ~~c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.~~
 - ~~d. Within 72 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
 - ~~e. Within 72 days of the close of the period for public comment including any period for public hearing, the Department shall complete a public comment review.~~
- ~~4. Permit application fee: \$600.~~

(e)(3) (reserved)

~~(BWPIW32) Permits for Industrial Wastewater Management Program: groundwater discharges.~~

- ~~1. Category: plan approval for treatment system modification.~~
- ~~2. Description: plan approval modification for facility holding permit BWPIW03 or BWPIW05.~~
- ~~3. Schedule for timely action: for projects for which applications are filed and fees received on or after July 1, 2007,~~
 - ~~a. Within 24 days of receipt of an application and payment of the permit application fee, the department shall complete an administrative completeness review.~~
 - ~~b. Within 72 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - ~~c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.~~
 - ~~d. Within 72 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
- ~~4. Permit application fee: \$870.~~

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Groundwater Discharges

(e) (reserved)

- ~~(BRPWP42) Permits for water pollution control: groundwater discharges.~~
- ~~1. Category: groundwater reclamation projects.~~
 - ~~2. Description: Approval for discharges necessary to remediate groundwater contamination.~~
 - ~~3. Schedule for timely action: for projects for which applications are filed and fees received on or after July 1, 2007,~~
 - ~~a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.~~
 - ~~b. Within 72 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - ~~c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.~~
 - ~~d. Within 72 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
 - ~~e. Within 72 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.~~
 - ~~4. Permit application fee: \$1,775.~~
- (f) ~~(BRPWP)~~ (reserved)
- (g) ~~(BRPWP)~~ (reserved)
- (h) (reserved)

- ~~(BRPWP05) Permits for water pollution control: groundwater discharges~~
- ~~1. Category: groundwater discharge permit pursuant to 314 CMR 5.03 with experimental or alternative treatment technology or for projects requiring a permit not specifically listed under major, minor, and other or reclamation permit categories.~~
 - ~~2. Schedule of timely action: for applications filed on or after December 25, 1998, individual rule project subject to 310 CMR 4.05.~~
 - ~~3. Permit application fee: individual rule project subject to 310 CMR 4.05.~~
- (i) (Reserved)

- ~~(BRPWP06) Permits for water pollution control: groundwater discharges~~
- ~~1. Category: major groundwater discharge.~~
 - ~~2. Description: permits for discharge of sewage with more advanced than secondary treatment which includes but is not limited to nitrification, denitrification, and or phosphorous removal; permit for the discharge of greater than 150,000 gpd of sewage.~~
 - ~~3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 6, 2002,~~
 - ~~a. Within 30 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.~~
 - ~~b. Within 200 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - ~~c. The permit applicant may remedy identified deficiencies within 200 days of the Department's statement identifying deficiencies, if any.~~

- d. ~~Within 200 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
- e. ~~Within 90 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.~~
- 4. ~~Permit application fee: \$13,875~~

(j) **(Reserved)**

- ~~(BRPWP08) Permits for water pollution control: groundwater discharges~~
 - 1. ~~Category: minor groundwater discharge~~
 - 2. ~~Description: permits for the discharge of 150,000 gpd or fewer of sewage with secondary treatment or less than secondary treatment; or discharges from coin-operated laundromats and carwashes.~~
 - 3. ~~Schedule for timely action: for projects for which applications are filed and fees received on or after June 27, 2003,~~
 - a. ~~Within 30 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.~~
 - b. ~~Within 200 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - c. ~~The permit applicant may remedy identified deficiencies within 200 days of the Department's statement identifying deficiencies, if any.~~
 - d. ~~Within 200 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~
 - e. ~~Within 90 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.~~
 - 4. ~~Permit application fee: \$4,840~~

(k) **(reserved)**

- ~~(BRPWP10) Permits for water pollution control: groundwater discharges~~
 - 1. ~~Category: other groundwater discharges.~~
 - 2. ~~Description: permits for discharge of noncontact cooling water or stormwater; discharges with a heat exchanger as the sole treatment provided; discharges with pH adjustment and/or oil-water separator as the sole means of treatment; or discharges from construction dewatering.~~
 - 3. ~~Schedule for timely action: for projects for which applications are filed and fees received on or after July 1, 2007,~~
 - a. ~~Within 30 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.~~
 - b. ~~Within 90 days of making a determination of administrative completeness, the Department shall complete a technical review.~~
 - c. ~~The permit applicant may remedy identified deficiencies within 180 days of the Department's statement identifying deficiencies, if any.~~

~~d. Within 90 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.~~

~~e. Within 90 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.~~

~~4. Permit application fee: \$2,285~~

(l) (BRPWP11) Permits for water pollution control: groundwater discharges

1. Category: permit ~~modification or renewal~~ or modification, with plan approval.

2. Description: Permit renewal or major modification with plan approval pursuant to 314 CMR 5.12 and reclaimed water pursuant to 314 CMR 20.00 for WP05, WP06, WP08, WP10, WP79, WP84, and WP85 permits.

3. Schedule for timely action: for projects for which applications are filed and fees received on or after ~~September 4, 2009, July 1, 2007~~

a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.

b. Within ~~36~~ 96 days of making a determination of administrative completeness, the Department shall complete a technical review.

c. The permit applicant may remedy identified deficiencies within ~~90~~ 180 days of the Department's statement identifying deficiencies, if any.

d. Within ~~30~~ 96 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.

e. Within ~~60~~ 72 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.

4. Permit application fee: \$1,490

(m) (BRPWP12) Permits for water pollution control: groundwater discharges

1. Category: permit ~~modification or renewal~~ or modification without plan approval.

2. Description: Permit renewal or major modification without plan approval pursuant to 314 CMR 5.12 and reclaimed water pursuant to 314 CMR 20.00 for WP05, WP06, WP08, WP10, WP79, WP84, WP85 permits.

3. Schedule for timely action: for projects for which applications are filed and fees received on or after ~~September 4, 2009, July 1, 2007,~~

a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.

b. Within ~~36~~ 96 days of making a determination of administrative completeness, the Department shall complete a technical review.

c. The permit applicant may remedy identified deficiencies within ~~90~~ 180 days of the Department's statement identifying deficiencies, if any.

d. Within ~~30~~ 96 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.

e. Within ~~60~~ 72 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.

4. Permit application fee: \$725

(m)(1) (BRPWP79) Permits for water pollution control: groundwater discharges

1. Category: individual sewage treatment permit.
2. Description: individual sewage treatment permit not included under WP81 pursuant to 314 CMR 5.03.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.
 - b. Within 36 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.
 - d. Within 30 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - e. Within 60 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.
4. Permit application fee: \$4,625

(m)(2) (BRPWP80) Permits for water pollution control: groundwater discharges

1. Category: general permit or general permit renewal for specified discharges.
2. Description: general permit or general permit renewal for discharge of reject water from reverse osmosis facility, boiler blowdown, carwash, laundromat, wastewater from water purification plant and or water treatment lagoon, and point source agricultural discharge pursuant to 314 CMR 5.03 and 5.13(1).
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 30 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness and technical review.
 - b. The permit applicant may remedy identified deficiencies within 60 days of the Department's statement identifying deficiencies, if any.
 - c. Within 21 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - d. Within 15 days of the close of public comment period or public hearing, if any, the Department shall complete a final decision.
4. Permit application fee: \$700

(m)(3) (BRPWP81) Permits for water pollution control: groundwater discharges

1. Category: small sewage treatment works general permit to discharge or general permit renewal.
2. Description: small sewage treatment work designed to receive 50,000 gpd or less general permit to discharge or renewal of general permit pursuant to 314 CMR 5.03 and 5.13(1).

3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 30 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness and technical review.
 - b. The permit applicant may remedy identified deficiencies within 60 days of the Department's statement identifying deficiencies, if any.
 - c. Within 21 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - d. Within 15 days of the close of public comment period or public hearing, if any, the Department shall complete a final decision.
4. Permit application fee: \$700

(m)(4) (BRPWP82) Permits for water pollution control: groundwater discharges

1. Category: administrative groundwater discharge renewal of a permit.
2. Description: administrative groundwater discharge renewal of a permit through extension of permit terms pursuant to 314 CMR 5.12(9).
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 45 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness and technical review.
 - b. The permit applicant may remedy identified deficiencies within 30 days of the Department's statement identifying deficiencies, if any.
 - c. Within 15 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - d. Within 60 days of the close of public comment period or public hearing, if any, the Department shall complete a final decision.
4. Permit application fee: \$250

(m)(5) (BRPWP83) Permits for water pollution control: groundwater discharges

1. Category: hydrogeologic report.
2. Description: hydrogeologic report approval and authorization pursuant to 314 CMR 5.09.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 45 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness and technical review.
 - b. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.
 - c. Within 30 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
4. Permit application fee: \$9,250.

(m)(6) (BRPWP84) Permits for water pollution control: groundwater discharges

1. Category: reclaimed water system.
2. Description: reclaimed water system construction, modification, and operation pursuant to 314 CMR 20.03.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.
 - b. Within 36 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.
 - d. Within 30 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - e. Within 60 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.
4. Permit application fee: \$4,625

(m)(7) (BRPWP85) Permits for water pollution control: groundwater discharges

1. Category: other groundwater discharge individual permits.
2. Description: permit for project requiring an individual discharge permit not specifically included in category WP79 or WP80.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.
 - b. Within 36 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.
 - d. Within 30 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - e. Within 60 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.
4. Permit application fee: \$2,285

Industrial Wastewater facilities (formerly listed as BWPIW permit categories) with a discharge requiring a permit pursuant to M.G.L. c. 21, § 43 or § 27 and classified by the following Standard Industrial Classification (SIC) codes shall use ground water discharge categories WP86-WP87-WP88-WP89-WP90:

1000-1399	Metal Mining, Coal Mining, Oil and Gas Exploration
1474-1499	Chemical/Fertilizer Mining, Nonmetallic Minerals
2000-3999	Manufacturing
4231	Maintenance Facilities for Motor Freight Transport

4581	Airports, Flying Fields and Airport Terminal Service
4911-4939	Electric and Gas Production
4953	Refuse Systems
7216	Dry cleaning (except rug cleaning)
7217	Carpet and Upholstery Cleaning
7218	Industrial Laundries
7384	Photofinishing Laboratories
7532-7539	Automotive Repair Shops and Paint Shops
7549	Automotive Services
7819	Motion Picture Developing/Printing/Film Processing
8062-8069	Hospitals
8071	Medical Laboratories
8072	Dental Laboratories
8731	Commercial Physical and Biological Research

Remedial discharges under M.G.L. c. 21E at any active facility falling in one or more of the above SIC Code categories shall use the above listed permit categories WP86 through WP90, UNLESS discharges are solely non-contact cooling water, stormwater, construction dewatering, sewage, remedial actions pursuant to M.G.L. c. 21E at inactive facilities or any combination thereof in which case dischargers shall use permit categories WP11-12, WP79, WP80-83 and WP85.

(m)(8) (BRPWP86) Permits for Industrial Wastewater: groundwater discharge.

1. Category: permit and plan approval for Type II industrial wastewater treatment facility (formerly BWPIW03).
2. Description: permit to discharge pursuant to 314 CMR 5.03 and authorization to construct and operate a Type II industrial wastewater treatment facility, as defined in 257 CMR 2.15.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.
 - b. Within 120 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 180 days of the Department's statement identifying deficiencies, if any.
 - d. Within 120 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - e. Within 72 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.
4. Permit application fee: \$5,725

(m)(9) (BRPWP87) Permits for Industrial Wastewater: groundwater discharge.

1. Category: permit and plan approval for Type I industrial wastewater treatment facility, (formerly BWPIW05).

2. Description: permit to discharge pursuant to 314 CMR 5.03 and authorization to construct and operate a Type I industrial wastewater treatment facility, as defined in 257 CMR 2.15.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative completeness review.
 - b. Within 96 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 180 days of the Department's statement identifying deficiencies, if any.
 - d. Within 96 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - e. Within 72 days of the close of the period for public comment, including any public hearing, the Department shall complete a public comment review.
4. Permit application fee: \$ 2,945

(m)(10) (BRPWP88) Permits for Industrial Wastewater: groundwater discharge.

1. Category: permit renewal or modification, with plan modification of industrial wastewater treatment facility; (formerly BWPIW30).
2. Description: permit renewal or modification, with plan modification, for facility holding permit BWPIW03, BWPIW05, BRPWP86, or BRPWP87.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the department shall complete an administrative completeness review.
 - b. Within 88 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 180 days of the Department's statement identifying deficiencies, if any.
 - d. Within 88 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - e. Within 72 days of the close of the period for public comment including any period for public hearing, the Department shall complete a public comment review.
4. Permit application fee: \$1,340

(m)(11) (BRPWP89) Permits for Industrial Wastewater: groundwater discharge.

1. Category: permit renewal or modification, without plan modification of industrial wastewater treatment facility (formerly BWPIW31).
2. Description: permit renewal or modification, without plan modification, for facility holding permit BWPIW03, BWPIW05, BRPWP86, or BRPWP87.
3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the department shall complete an administrative completeness review.

- b. Within 72 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.
 - d. Within 72 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 - e. Within 72 days of the close of the period for public comment including any period for public hearing, the Department shall complete a public comment review.
4. Permit application fee: \$600.

(m)(12) (BRPWP90) Permits for Industrial Wastewater: groundwater discharge.

- 1. Category: plan approval modification for industrial wastewater treatment system (formerly BWPIW32).
- 2. Description: plan approval modification for facility holding permit BWPIW03, BWPIW05, BRPWP86, or BRPWP87.
- 3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009,
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the department shall complete an administrative completeness review.
 - b. Within 72 days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.
 - d. Within 72 days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
- 4. Permit application fee: \$870.

Water Pollution Control Facilities with a discharge requiring a permit pursuant to M.G.L. c. 21, §§ 43 or 27 and which are classified by the following Standard Industrial Classification (SIC) Codes:

1000-1399	Metal Mining, Coal Mining, Oil and Gas Exploration
1474-1499	Chemical/Fertilizer Mining, Nonmetallic Minerals
2000-3999	Manufacturing
4231	Maintenance Facilities for Motor Freight Transport
4581	Airports, Flying Fields and Airport Terminal Service
4911-4939	Electric and Gas Production
4953	Refuse Systems
7216	Drycleaning (except rug cleaning)
7217	Carpet and Upholstery Cleaning
7218	Industrial Laundries
7384	Photofinishing Laboratories
7532-7539	Automotive Repair Shops and Paint Shops
7549	Automotive Services
7819	Motion Picture Developing/Printing/Film Processing
8062-8069	Hospitals

8071 Medical Laboratories
8072 Dental Laboratories
8731 Commercial Physical and Biological Research
and Remedial Discharges regulated under M.G.L. c. 21E at any active facility falling in one or more of the above SIC Code categories, shall use permit categories WP11, WP12, WP79, WP80, WP81, WP82, WP83, and WP85 ONLY IF discharges are solely non-contact cooling water, stormwater, construction dewatering, sewage, remedial actions pursuant to M.G.L. c. 21E at inactive facilities or any combination thereof.

Treatment Works Plan Approval

- (n) (BRPWP68) Permits for Water Pollution Control: treatment works plan modification
1. Category: treatment works plan modification.
 2. Description: Plan modification approval without permit changes to existing facilities with permitted discharges to the ground or surface water pursuant to 314 CMR 3.00 or 5.00, including existing facilities permitted under BRPWM05 or BRPWM06.
 3. Schedule for timely action: for projects for which applications are filed and fees received on or after September 4, 2009, ~~July 1, 2007~~
 - a. Within 24 days of receipt of an application and payment of the permit application fee, the Department shall complete an administrative review.
 - b. Within 36 ~~72~~ days of making a determination of administrative completeness, the Department shall complete a technical review.
 - c. The permit applicant may remedy identified deficiencies within 90 days of the Department's statement identifying deficiencies, if any.
 - d. Within 30 ~~72~~ days of receipt of materials from the applicant in response to the Department's statement identifying deficiencies, the Department shall complete a supplemental technical review.
 3. Permit application fee: \$790

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